

GLYN GOES OVER OSBORNE'S HEAD

Reported That Governor May Remove Investigator—Later's Friends Deny Friction.

INQUIRY INTO HOSPITALS

Engineer Tells How Broome Road Changes Lost Thousands for State.

ALBANY, Jan. 15.—Gov. Glynn set Commissioner John Delany to work today on a second investigation of alleged graft and mismanagement in State departments. He turned over to Delany charges against Dr. James V. May of the State Hospital Commission and Dr. Watson Arthur, medical superintendent of Gowanda State Hospital in Erie county. Delany will go to Buffalo next week to look into the hospital charges. At the same time Commissioner Delany undertook an investigation of the construction of a Broome county highway.

It was reported here to-night that Gov. Glynn, dissatisfied with the work of Investigator Osborne, may remove him. Friends of Mr. Osborne deny that such action is contemplated by the Governor. John P. Kelly, an assistant engineer in the Binghamton office of the State Highway Department, was the principal witness examined.

Kelly testified that contractors were permitted to use gravel scraped from the bed of a nearby stream in place of imported limestone, being paid \$2.12 a cubic yard. This price, Kelly explained, was a fair one for imported material and then submitted figures showing that \$1.62 was a fair price for the gravel, allowing the contractor 20 per cent. profit.

Gift Made to Contractors.
"I maintain that the Highway Commission made a gift of \$2,122 to the contractor, the Holting Company of Troy, in allowing it to use gravel instead of stone. The contractor was allowed to use local stone for a top course instead of the imported limestone, resulting in a saving of \$7,194, this being the difference in the price paid and the price which should have been paid."

Kelly testified that after he had made numerous protests against the way the highway was being constructed he became discouraged and finally gave his approval to changes when he decided that his superiors were determined to overrule him.

At one stage of the construction Kelly estimated that one-third of the work had been completed, while the contractors, he said, demanded that a two-thirds estimate be made. Kelly took the matter up with acting Division Engineer John Edgerton.

"You might just as well let them have it here, for they will get it in Albany," Kelly said. Edgerton told him that the contractors got their money for the two-thirds.

John B. Wright, ex-assistant to First Deputy Commissioner Rickert and now City Engineer of Albany, testified that he made an examination of the road last fall and read from his report that he considered it the "worst piece of construction he had ever seen." He testified that the stone used was too large and too soft to stand traffic. The rolling of the road had been improperly done, he said, and the drainage was faulty.

Mr. Wright said that he had often been told of instances where contractors had sufficient influence to have removed or transferred highway inspectors who did not favor them.

Commissioner Delany questioned Kelly, who told of his suspension after the fact in regard to the Broome county road had come out. He never got a fair chance to explain his position, he said, and considered that he had been suspended to protect others in the department.

"They made a 'goat' of me," said Kelly, "and I knew they would when the contractors told me that if I was not good to them they would take the matter up with Mr. May and Mr. Edgerton. I knew that meant my subsequent removal."

Inspector Taken Off Road.
"I was taken off a road in Chemung county when I refused to let a contractor use one-third sand and two-thirds limestone screenings on top of a road where all limestone was specified. I took the matter up with Perry Filkin, and he admitted he had told the contractor he could use the sand."

"I wrote a letter to the Highways Department asking Filkin to sign it with me. He refused, and the letter was never sent. Filkin told me he wanted a man who was not so damned particular, and I was transferred."

Commissioner Delany will continue his investigation to-morrow, instructing R. K. Fuller to have George C. Diehl of Buffalo and Harold Parker of Boston, two of Commissioner Filkin's advisers, brought on hand to testify. The advisory board it is alleged, approved the changes in the Broome county road against Kelly's recommendations. Filkin, now stationed at White Plains, will also be called.

Arthur T. Warner, James W. Osborne's assistant, said to-night that there is no antagonism between the Delany and Osborne investigations.

"Fair minded men will not be misled by the efforts of the manufacturers setting out the investigation conducted by Mr. Osborne," continued Mr. Warner. "The inspiration of most of it is political and part of it is personal."

"The charges as submitted by Mr. Hennessy have been carefully looked into. Even where the charges are definite, I have taken time to obtain the evidence. Notwithstanding all difficulties investigation has gone on. Evidence concerning a part has been submitted at public hearings. More will be submitted later."

"The prosecution of specific offences doubtless will be recommended."

HANGER AGAIN A WITNESS.

Aqueduct Contractor Questioned Further as to "Expert Advice."

Harry B. Hanger of Mason & Hanger, the Kentucky construction company which received aqueduct contract No. 20, was a witness again before the Grand Jury yesterday. He testified on Tuesday as to the payment of \$30,000 to James E. Gaffney for "expert advice," the payment being made shortly after the contract was awarded in June, 1909.

He was asked yesterday as to his idea of "expert advice." In his testimony at Nyack last September, Hanger did not tell what the advice given to him by Gaffney consisted of. It was said that the Grand Jury's investigation will continue for some time before Mr. Whitman asks for an indictment.

J. Waldo Smith, chief engineer for the Board of Water Supply, which awarded the contract to Mason & Hanger, was also a witness. Kenneth Robinson, a representative of the Security Bank of New York, was the third witness. It was understood that he testified as to the bank account of certain men who had been mentioned in connection with this case.

The John Doe inquiry into highway graft and irregular campaign contributions is to go on this afternoon.

WORKHOUSE A DISGRACE, ASSERTS MISS DOTY

Finds Woman's Prison on Island Overcrowded and Unsanitary.

Miss Madeline Zabriskie Doty, a member of the State Prison Commission, leaves this morning for Auburn to discuss with Thomas Mott Osborne, chairman of the commission, the commission's forthcoming report on conditions in the State prisons. Miss Doty, like Mr. Osborne, served a voluntary "term" of five days in Auburn.

Miss Doty will search the Auburn prison records for persons who ought not to be there. Superintendent of Prisons Riley recently admitted that there were many such. Miss Doty believes that there are women in Auburn who would be better off in the city outside of prison walls.

Miss Doty spent a day this week looking over the workhouse on Blackwell's Island, in which Commissioner of Corrections Katharine Benedict Davis is seeking to work out a number of changes. Miss Doty found the women prisoners talking and sometimes laughing at their work and at meals, and altogether seeming to find their position in the workhouse as pleasant as that of the men. She found the women in the workhouse sleep in double bunks, two in a cell, while at Auburn they have separate rooms.

"The workhouse as it stands to-day," Miss Doty continued, "is an expensive joke and a disgrace to the city. The administration is inefficient and humbug, but the city's whole system of dealing with its women delinquents is to be condemned."

DOPEY BENNY'S GANG SET FREE.

Nothing to Implicate Quartet in Killing of Frederick Straus.

Benjamin Fein (Dopey Benny), Rubin Kaplan, Harry Gordon and Alex Becker, members of the Dopey Benny gang, who were arrested on Saturday and charged with homicide in the belief that they were implicated in the shooting of Frederick Straus, the Supreme Court clerk, on the night previous, were discharged by Coroner Feinberg yesterday on the motion of Assistant District Attorney Deacon Murphy.

"The District Attorney," said Murphy, "has not in his possession sufficient evidence to warrant his asking the Coroner to hold the defendants for any further period."

C. F. G. Wable, counsel for the men, asked Coroner Feinberg if any other investigation was being carried on by the police to determine who was responsible for the death of Straus. The Coroner answered that he had not heard of any.

The discharge of the four men was evidently a big surprise to acting Captain Cooper of the first detective district and some of his men, who had appeared with several witnesses.

Later, ex-Minister Wable appeared before Judge Malone in General Sessions when two indictments against Dopey Benny were set for trial on Monday. The first alleged that he committed an assault on Sergeant Patrick E. Sheridan, when he was investigating a disorderly house on August 9. Fein was arrested on a charge of carrying a revolver on September 16. Judge Malone would not grant an adjournment.

STATE TO BE DRY IN 15 YEARS.

Anti-Saloon League Head, Here for Option Bill, Predicts Victory.

The anti-saloon campaign that is to be waged hereafter in New York State will take the form of a fight to extend local option. William H. Anderson, who will take charge here, said yesterday that within two weeks a local option bill will be introduced at Albany, by whom he has not yet been settled. It will aim at making the unit of area as small as possible, so that not only towns, but real-estate sections of cities and even election districts will have it in their power to "go dry."

Dr. Purley A. Baker, general superintendent of the Anti-Saloon League, said yesterday that he expected to see prohibition in New York State within fifteen years, but it might come as the result of an amendment to the Federal Constitution.

ICY STREETS HARD ON HORSES.

Snowfall Makes Treacherous Footing—Many Animals Fall.

Horses were the principal sufferers yesterday from the snow that covered the streets just enough to make them slippery. Where it was possible, riders, ashes and sand were sprinkled to give the animals a foothold. One hundred horses fell in the city yesterday, according to figures from former Street Commissioner Edwards came in handy.

Supt. Free of the S. P. C. A. had his ambulances running all day to take the injured horses where they could be cared for and to kill humanely those which were mortally hurt. Orders were given to the society's officers to abandon all other activities and help fallen horses. A pushcart cleaning Commissioner Featherston said last night he would increase the number of sand boxes throughout the city to meet the next emergency.

UNCLE SAM WOOD IS DEAD.

Familiar Figure in Greenwich Village With His Pushcart.

Samuel Wood, who was known to policemen, children and all the boarding house keepers in Chelsea as "Uncle Sam," died suddenly last night at his home with his wife, Margaret, in their home in the basement at 281 West Fifth street.

CREW TELL TALES OF CAPTAIN'S BRUTALITY

Townsend of the Manga Reva Had Boy Washed With Lye, They Say.

COURT HOLDS HIM IN BAIL

Seaman Shea Says He Was "Beaten Up" Almost Every Day on High Seas.

PRENDERGAST TELLS NEW FINANCE PLANS

Credit Men's Association Hears How Taxpayers Will Be Affected.

Comptroller Prendergast laid before 600 members of the New York Credit Men's Association at a dinner in the Hotel Astor last night his new plan for the financing of important improvements in the city.

The Comptroller said that his plan was designed to make the taxpayers of the present pay for the public improvements which they are to enjoy during their lifetime, rather than leave a heritage of debt to their children. In this way he thinks the clamor of the taxpayers for expensive improvements will be somewhat mollified.

The plan provides for the payment by the city of improvement expenses as fast as they are incurred through the issuance of short term bonds to be paid for by additions to the budget.

"If we want to avoid the issuance of long term bonds this year, say to the amount of \$50,000,000," the Comptroller said, "I believe that satisfactory legislation could be secured whereby the city could borrow this sum of money on its short term notes, with the understanding that one-tenth of this amount was to be included each year for ten years in the city budget, but the balance of the amount of short term notes at 4 per cent, including principal and interest, would represent an aggregate outlay by the city during the next ten years of \$50,000,000."

"If we were to issue \$50,000,000 of fifty year bonds at 4 1/2 per cent, we would have to pay \$12,500,000 in interest on the amount of \$12,500,000, and lay aside in amortization charges \$22,500,000, or an aggregate cost for this bond issue of \$35,000,000."

The difference between the two methods would mean a saving to the city of New York of \$22,500,000."

TO ACT ON FILM CASES TO-DAY.

Grand Jury Sees Private Exhibition of White Slave Pictures.

The regular General Sessions Grand Jury will hear evidence concerning the moving picture film "Inside of the White Slave Traffic," and it is expected that the court will render its action by the jury to-day. The jurors saw a private exhibition of the film yesterday at the Park Theatre. They will hear as witnesses to-day Sgt. Quinn of Commissioner Newburgh's bureau, the Commissioner and Miss Marjorie Borman of Brooklyn, who witnessed the run of the pictures.

It may be the wish of the grand jurors to hear the opinions of Mrs. O. H. P. Hughes, wife of the Chaplain of the Court, and Mrs. Inez Mithelland Holsen, who have given opinions on the film, but Assistant District Attorney Wilmot will not call them in presenting the evidence of the prosecution.

Justice Davis in the Supreme Court yesterday transferred to General Sessions the cases against Cecil Spooner, an actress, and her manager, Joseph H. Cohen, who were arrested in connection with the production of a dramatization of Reginald D. Wright's "Katharine" at the Theatre. Counsel for the accused said that he had arranged a special performance of the play to which the District Attorney and the grand jurors have been invited.

MEADDOO OUSTS "VICTIM OF SIN."

Magistrate Orders Hammerstein Not to Show Movie Film Again.

If William Hammerstein permits the vice film "A Victim of Sin" to be shown again at his Victoria Theatre warrants will be issued for the arrest of all hands connected with the exhibition. Chief Magistrate McAdoo so decided yesterday and so notified Mr. Hammerstein.

Hammerstein replied that he did not intend to show the pictures again. A Broadway showman said that Jack Hughes of 1600 Broadway came to him the owner of the film, and said that he would try to show it to-morrow afternoon as a test case.

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HOLLAND SOCIETY DINES.

Collector Malone's Office and Politicians Get Attention.

The annual dinner of the Holland Society was held at the Waldorf last night with over 400 members present. President Frederick W. Whitridge of the Third Avenue Railway Company, responding to the toast "Common Sense in Business," said that neither Mayor Mitchell when he was Collector of the Port, nor the present Collector, Dudley H. Mahon, who sat at the speakers' table, is a Dutchman or possessed of the Dutch trait of common sense, because they are hampered by Treasury regulations.

Mr. Whitridge recalled how his daughter had sent him two volumes of Capt. Scott's "Last Expedition from England." On one volume, he said, he paid a duty of \$1.05 and on the other a duty of 45 cents on the other.

Referring to politics, Mr. Whitridge said he was told that Mr. Mahon was engaged in putting up a headstone over the body of Tammany. He hoped that Mr. Mahon's stone would stick.

"It has been reported," said Mr. Malone, responding to the toast "The Empire State," that while I have been actively engaged in the duties of my office, I have at the same time sullied the interests of my office. As Collector of the Port of New York I intend to give my days and nights to the duties of my office, but I shall not neglect the day of the hackneyed politician who lives by canal contracts and has no sense."

There must be no nibbling among firemen," Commissioner Adams said. He then fined Broderick ten days pay and told him he would be discharged similarly again he would be discharged from the department.

STUYVESANT TEACHERS UPHELD.

Court Puts Young Harder Under \$500 Peace Bonds.

George Harder, the seventeen-year-old student of Stuyvesant High School, who was arrested charged with striking Vice-Principal Walter E. Foster and creating a disturbance in the school building, was put under a \$500 bond to keep the peace for three months by Magistrate Harris in the Essex Market police court yesterday afternoon. Young Harder had been reprimanded for smoking a cigarette on the street in front of the school.

Counter charges of assault were brought by the schoolboy against Dr. Foster and Henry Knox, an instructor. Magistrate Harris dismissed both complaints. In passing sentence on Harder, he said he considered that the school authorities did nothing which the discipline of the school did not warrant and that both Dr. Foster and Mr. Knox showed remarkable self-control under the circumstances.

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\$2.50 & \$3.00 Negligee Shirts...\$1.85; 3 for \$5.00

\$2.00 Shirts...\$1.35; 3 for \$3.75

\$1.50 Shirts...\$1.10; 3 for \$3.00

\$3.00 & \$3.50 Wyapona Flannel...\$1.85; 3 for \$5.00

Cut Silk and Knitted Neckwear, regularly \$1 to \$3.50, now 59c to \$1.85.

Silk Hosiery, 35c, 3 pairs for \$1; and 65c, 3 for \$1.75.

Underwear, Sweaters, House Coats, Bath Robes and Mufflers 20% Discount from Regular Prices.

Genuine Gray Mocha Gloves, now \$1.15.

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Broadway, near 32nd Street.

Cooper Square at 5th St. Fulton St., Brooklyn.

SHAW FAILS TO GET HELP OF SLAVE LAW

U. S. Attorney Tells Banker Mann Act Doesn't Apply to Darling's Case.

HUNTS MRS. SHAW IN HOTEL

Acme Safe Company Head Invites Arrest—Husband Wants Wife Back.

Robert Maraden Shaw, the young banker and broker who is suing for \$50,000 damages from Richard Darling, president of the Acme Safe Company of 203 Broadway, for alienating the affections of his eighteen-year-old wife, Mrs. Katherine Lyall Shaw, tried to induce the United States Attorney's office to proceed against Darling yesterday under the Mann white slave act on the ground that Darling brought Mrs. Shaw from New Jersey to New York for an immoral purpose.

The complaint was referred to Assistant United States Attorney Harold A. Content, who told Joseph A. Shaw, counsel for Mrs. Shaw, that the Department of Justice could not proceed under a state of facts such as was set forth in Shaw's charges until after the United States Supreme Court has passed on the Diggs, Cammetti and Johnson cases, since certain Federal Judges have held that the Mann act applies only to commercialized vice and for this reason there is conflict of opinion in the lower Federal courts.

When told of the effort to get a warrant for him, Darling said yesterday at his office: "I was sure that none would be issued, but anyway I wasn't running away. Shaw'll find me right here in New York at my office if he wants to arrest me later."

Lawyer Shaw told yesterday of information gained personally by Shaw on Wednesday night as to where his wife is now. He found that she had registered under her own name at the Hotel Ansonia, which is just across the way from Darling's apartments at 237 West Seventy-fourth street. Shaw says he got information which led him to hire a room across the corridor from his wife's room and awaited developments. Nobody came out and finally he looked through the cracks in the door and found the room dark. He went to the house detective and demanded admission, but the detective, backed up by the manager, refused to let him enter the room. He said he was permitted to enter this morning after his wife had left.

Darling said yesterday that the statements concerning him were all lies and that he had no idea where Mrs. Shaw is staying now. He said he got tired of being hounded by detectives and he made an appointment to see Mrs. Shaw and her mother to try to put an end to it. He said he has no affection for Mrs. Shaw and that she is only a girl who has been caught in a bad husband's net. He said he filed a notice of appearance for him yesterday and demanded to know Shaw's address so that he can compel Shaw to put up a \$250 bond in case he admits he lives in New Jersey.

Joseph A. Shaw, counsel for Shaw, said yesterday that Darling and Mrs. Shaw were together a few days ago at the Marlborough Hotel in Westchester county. Mrs. Shaw posed as the married sister of Darling.

"No steps will be taken by Shaw to get a divorce right away," said Mr. Shaw. "He realized that his wife is young and that she is being made a plaything. He would be willing to take her back or put her in the care of her mother. He thinks she was led astray by the lure of excitement and because of her uncontrollable desire for flattery."

The last details of the trunk mystery were given out yesterday by Second Deputy Police Commissioner Dougherty, who is delighted that six of the seven men and young women implicated in the killing of Ivan Martysewits have been caught. He told of the confession of Streška Kowsha, one of the three girls arrested in connection with the affair, and the dumping of Martysewits's body in a trunk in front of 45 Pitt street.

Miss Kowsha admitted that a drug had been given to the victim to put him to sleep and provide an opportunity to rob him. Plans had been laid to inveigle him to the flat at Eleventh street, and the girl said she went there by appointment, where she met six other men and women, all rejoicing over the "coming of a new sucker." One of the men displayed a box containing white powder that had been used on five different occasions in doping victims and robbing them.

"When Ivan came in," said the woman, "he introduced to us, Victor Murlov, who was there, said he would give Ivan a job and suggested that we should have a drink on the strength of the new place. Ivan offered the money and some cash suggested Italian No. 3. That was brought, but everybody spilled their wine except Ivan, who drank it. The powder did not work quickly and it was suggested that beer be bought."

"Just as some one started for the beer, Ivan dropped over insensible. He was carried to a bed and then one of the men, searching his pockets, yelled 'The sucker has got a gun.' We all went out, and when we returned one of the girls felt his pulse and found him dead. We ran away, but when we came back the next day we found them discussing how best to get rid of the body and we learned a trunk had been bought."

"I am glad to be arrested because I have been afraid that Victor would try to kill me too."

TO BE MRS. GUINNESS'S MODEL.

Billie Burke to Sit for Life Size Portrait in Oil.

Mrs. Benjamin Guinness, according to an announcement made last night by Charles Frohman, is to paint a life size portrait of Miss Billie Burke in the character of North March in her present play, "The Land of Promise." This will be Mrs. Guinness's first portrait of a stage celebrity to be publicly shown. Practically all of her other characters are men and women socially prominent or their children.

The arrangement for the portrait was made with E. J. Clarke, the book publisher. It will appear on the front piece of the novelized edition of "The Land of Promise."

SULLIVAN LAW TRAPS FOUR.

Saloon Keepers Held in \$1,500 Bond as Gun Owners.

Mat Margini of 90 Oliver street, Carlo Damogno of 40 Oak street, Angelo Galle of 415 Water street and Dominic



Bargains from Belfast.

1932 handkerchiefs of pure Irish linen.

An unusual sale, because not only are the handkerchiefs the cleanup of a famous Irish manufacturer but they landed under the new Tariff—a further saving of 15%.

3300 regularly 25c.

1692 regularly 35c.

4140 regularly 50c.

20c.

Enthusiasm over our overcoats hasn't dwindled a bit; so many coats in the Sale, and savings so generous that picking's as good as ever.

\$15, \$20 and \$25.

Furthermore—

Fur coats are all down; fur inside and fur outside.

ROGERS PEET COMPANY,

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